

The Georgia State Board of Optometry met on **January 26, 2005** at the Professional Licensing Boards Division, 237 Coliseum Drive in Macon, Georgia for the purpose of conducting business.

**Members Present:**

- Kay F. Royal, O.D., President
- R. Whitman Lord, O.D., Vice President
- Dudley B. Christie, O.D.
- H. Kemp Jones, O.D.
- Robin McGhee, O.D.

**Others Present:**

- Anita O. Martin, Executive Director
- Lea F. Williams, Board Secretary
- Billy Norse, Legal Intern

Dr. Royal established that a quorum was present and called the meeting to order at 10:05 AM in OPEN SESSION.

**October 13, 2004 Board Meeting Minutes:** Dr. McGhee motioned, Dr. Lord seconded, and the Board voted to **approve** the minutes as presented.

**December 15, 2004 Conference Call Minutes:** Dr. Christie made a motion to **approve** the minutes as presented. The motion was seconded by Dr. McGhee and approved by the Board.

**Roster of New Licensees:** Dr. Lord made a motion to **approve** the roster. The motion was seconded by Dr. Christie and approved by the Board.

**Request submitted by Melonie Clemmons, O.D. re: CE Credit for Jurisprudence Requirement:** Dr. McGhee motioned, Dr. Jones seconded, and the Board voted to **approve** the request.

**Federal Student Loan Default: Susan A. Quinton, O.D.:** Dr. Lord made a motion that the Board **suspend** Susan A. Quinton's license to practice as an Optometrist, license # OPT001404 effective thirty days from the date of the "First Notice Letter of Suspension" for nonpayment status or default or breach of repayment or service obligation for her federal educational loan, service conditional loan repayment program, or service conditional scholarship program. Dr. Lord further move that such suspension shall be stayed pending a request for an appearance before the Board and that this suspension shall be lifted upon receipt of a written release from the federal agency that Dr. Susan A. Quinton is not the person at issue or is making payments on the loan, service conditional loan repayment program, or service conditional scholarship program satisfying the payment or service requirements in accordance with an agreement approved by the federal agency. The motion was seconded by Dr. McGhee and approved by the Board.

**Information submitted by Genevieve McCarthy:** Dr. Jones motioned, Dr. Christie seconded, and the Board voted to thank Ms. McCarthy for her information.

**Letter submitted by Angela Smith, re: Certified Ophthalmic Personnel:** The Board **tabled** this item.

**Rule 430-2-.04, Requirements; Approval of Educational Programs:** Dr. Jones moved, Dr. Christie seconded, and the Board voted to **post** the rule as amended.

The Board voted that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General's office.

The board also voted that it is not legal or feasible to meet the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. §50-13-4(3)(A)(B)(C)(D). The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Optometry.

Dr. McGhee moved, Dr. Christie seconded, and the Board voted to enter into **EXECUTIVE SESSION** in accordance with O.C.G.A. §43-1-2(k) and §43-1-19(h) to deliberate on applications, receive enforcement's, Board attorney's and cognizants' reports. Voting in favor of the motion were those present who included Board members Jones, Lord, and Royal. The Board concluded Executive Session in order to vote on these matters and to continue with **OPEN SESSION**.

#### **OPEN SESSION:**

**G.C.:** Dr. Christie made a motion to **approve** the application for Endorsement under a private consent order, to allow the Board access to random audits of patient records for three years. The motion was seconded by Dr. McGhee and approved by the Board.

**J.M.K.:** Dr. Jones made a motion to **approve** the application for Endorsement upon receipt of proof of completion of an examination in compliance with rule 430-10-02. The motion was seconded by Dr. Lord and approved by the Board.

**#05-015** The Board voted to **table** their decision until more information was obtained.

#### **Enforcement Report:**

**Star Beauty Supply:** Dr. Christie made a motion to **accept** the signed Cease & Desist Order and close the case. The motion was seconded by Dr. McGhee and approved by the Board.

**#04-014:** Dr. McGhee made a motion to **close** the case. The motion was seconded by Dr. Christie and approved by the Board.

**#04-015:** Dr. Lord motioned, Dr. McGhee seconded, and the Board voted to **close** the case. Dr. Jones recused himself from the vote.

**K Beauty Supply:** Dr. Lord motioned, Dr. Jones seconded, and the Board voted to **accept** the signed Cease & Desist Order, and close the case.

**Night Moves:** Dr. McGhee motioned, Dr. Lord seconded, and the Board voted to **accept** the signed Cease & Desist Order and close the case.

**2 Beauty Supply:** Dr. Jones motioned, Dr. Christie seconded, and the Board voted to accept the signed Cease & Desist Order and close the case.

### **Cognizant Report:**

**#05-007:** Dr. Christie motioned, Dr. Lord seconded, and the Board voted to **dismiss** the case.

**#05-017:** Dr. McGhee motioned, Dr. Jones seconded, and the Board voted to **dismiss** the case.

### **Executive Director's Report:**

- Provided copies of the Financial Disclosure Statements and advised the Board the paperwork must be completed and mailed.
- Discussed the on-line renewal process.

Dr. Jones requested that a travel request be completed for a member to attend ARBO and SECO.

There being no further business to come before the Board, the meeting was adjourned at 12:20 pm on January 26, 2005.

Minutes prepared by Board Secretary, **Lea Williams**, and reviewed by Executive Director, **Anita Martin**.

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Kay F. Royal, O.D., Board President

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Mollie Fleeman, Division Director